

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

NARVIEZ V. ALEXANDER,

Petitioner,

vs.

HOWARD SKOLNIK, *et al.*,

Respondents.

3:10-cv-0584-LRH-VPC

ORDER

Narviez Alexander, a Nevada prisoner, is proceeding in this court on a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. He has filed a motion for Leave of Court to Proceed with Discovery (docket #4) which was not served upon the counsel of record in this matter, but rather on the Nevada State Attorney General, Catharine Cortez Masto, along with a motion for evidentiary Hearing (docket #12), which was served upon counsel of record. No response has been filed by respondents to either motion, although an Answer and support exhibits was recently filed.

The court believes a response to the motions is necessary to proper consideration thereof. Therefore, respondents shall be electronically served with docket #4 and #12 and shall be required to respond thereto.

Petitioner is also advised that he is entitled to file a reply to the answer to the petition and such will be due within thirty days of the court's determination of the aforementioned pending motions.

IT IS THEREFORE ORDERED that the Clerk shall electronically serve the Motion for Leave of Court to Proceed with Discovery (docket #4) and the Motion for Evidentiary Hearing

1 (docket #12).

2 **IT IS FURTHER ORDER** that respondents shall have twenty days from entry of this order
3 to file their response to the motion. Thereafter, petitioner shall have fifteen days to file his reply.

4 **IT IS FURTHER ORDERED** that the Clerk shall send to petitioner a copy of the Court's
5 docket in this matter. The motion for same (docket #11) is **GRANTED**.

6 **IT IS FURTHER ORDERED** that petitioner's reply to the Answer shall be filed within
7 thirty days of the entry of the court's decision on the pending motions or, if such motions are
8 granted, upon further order of the Court.

9 DATED this 22nd day of November, 2010.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE